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**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 1D 2002 63115

GREG SCOTT KNEPPER
Post Office Box 3682
Santa Barbara, California 93130

A C C U S A T I O N

Physical Therapist Assistant License No.
AT 4117,

Respondent.

Complainant alleges:

PARTIES

1. Steven K. Hartzell (Complainant) brings this Accusation solely in his official capacity as the Executive Officer of the Physical Therapy Board of California (Board), Department of Consumer Affairs.

2. On or about January 11, 1996, the Board issued Physical Therapist Assistant License Number AT 4117 to Greg Scott Knepper (Respondent). This license was in full force and effect at all times relevant to the charges brought herein and will expire on December 31, 2005, unless renewed.

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1 7. California Code of Regulations, Title 16, section 1399.20, states:
2 “For the purposes of denial, suspension or revocation of a license, pursuant to
3 Division 1.5 (commencing with Section 475) of the code, a crime or act shall be considered to be
4 substantially related to the qualifications, functions or duties of a person holding a license under
5 the Physical Therapy Practice Act if to a substantial degree it evidences present or potential
6 unfitness of a person to perform the functions authorized by the license or approval in a manner
7 consistent with the public health, safety or welfare. Such crimes or acts shall include but not be
8 limited to the following:

9 “(a) Violating or attempting to violate, directly or indirectly, or assisting in or
10 abetting the violation of, or conspiring to violate any provision or term of the Physical
11 Therapy Practice Act. . . .”

12 8. Section 2661.5, subdivision (a) of the Code states:
13 “In any order issued in resolution of a disciplinary proceeding before the board, the
14 board may request the administrative law judge to direct any licensee found guilty of
15 unprofessional conduct to pay to the board a sum not to exceed the actual and reasonable costs of
16 the investigation and prosecution of the case.”

17 CAUSE FOR DISCIPLINE

18 (Conviction of Crimes)

19 9. Respondent is subject to disciplinary action under sections 2660,
20 subdivision (d), and 2661 of the Code, and California Code of Regulations, Title 16, section
21 1399.20, subdivision (a), in that he was convicted of crimes substantially related to the
22 qualifications, functions, or duties of a physical therapy assistant. The circumstances are as
23 follows:

24 I. February 10, 2000 Conviction

25 A. On February 10, 2000, in a criminal proceeding entitled *People v.*
26 *Greg Scott Knepper*, in Superior Court, Santa Barbara County, Case No. 1009273,
27 respondent was convicted by a plea of guilty to the crime of public intoxication, a

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1 violation of Penal Code section 647(f), a misdemeanor. Respondent was ordered to serve
2 two days in county jail and pay a fine of \$125.00.

3 B. The facts and circumstances surrounding this offense are as follows:

4 On January 8, 2000, a Santa Barbara police officer responded to a report of
5 a fight in a city parking lot where he found respondent and another individual.
6 Respondent was sitting on the curb with soiled and disheveled clothing and a bruise below
7 his left eye. The officer noticed respondent had extremely poor balance as he attempted to
8 stand up, his eyes were bloodshot and glassy, his speech was slurred, and there was a
9 strong odor of alcohol about him. When respondent spoke his sentences were interspersed
10 with profanities. The officer determined that respondent had assaulted the other
11 individual. Respondent made threats against the other individual stating he would kill
12 him. Based upon his hostile behavior and level of intoxication, respondent was
13 transported to the county jail, arrested and charged with public intoxication.

14 II. April 3, 2002 Conviction

15 C. On April 3, 2002, in a criminal proceeding entitled *People v. Gregg*
16 *Scott Knepper*, in Superior Court, Fresno County, Case No. M02910609-7, respondent
17 was convicted by a plea of guilty to the crime of possession of the controlled substance
18 methamphetamine, a violation of Health and Safety Code section 11377(a), a
19 misdemeanor.

20 D. On April 9, 2002, respondent was placed on probation for two
21 years, ordered to pay a fine of \$100.00, complete 40 hours of community service, and
22 attend Alcoholics Anonymous/ Narcotics Anonymous meetings as directed. On
23 November 18, 2002, respondent admitted he violated his probation. The court ordered his
24 probation revoked, reinstated and extended for twenty-three months. On June 29, 2004,
25 respondent admitted he violated his probation again. The court ordered his probation
26 terminated.

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1 E. The facts and circumstances surrounding this offense are as follows:

2 On January 30, 2002, respondent approached Fresno police officers on his
3 bicycle, stated he was a victim of a residential burglary and wanted to make a report. The
4 officers noticed two black sticks in his right rear pocket. They questioned him about the
5 nunchakus, which are martial arts weapons, and asked him if he had any other weapons.
6 Respondent stated the nunchakus were for protection, and that he also had a pocket knife
7 in his coat pocket. The officers located two Leatherman utility knife tools connected with
8 gray duct tape each with 3¼ inch blades opened on both ends. Upon locating respondent's
9 identification in his wallet, a clear plastic one-inch bag containing an off-white powdery
10 substance resembling a controlled substance fell out of the wallet.

11 Respondent was arrested and charged with possession of a deadly weapon,
12 a violation of Penal Code section 12020(a), and possession of a controlled substance, a
13 violation of Health and Safety Code section 11377(a).

14 III. October 16, 2002 Conviction

15 F. On October 16, 2002, in a criminal proceeding entitled *People v.*
16 *Gregory Scott Knepper*, in Superior Court, Fresno County, Case No. F02671724-3,
17 respondent was convicted by his plea to the crime of buying or receiving a stolen motor
18 vehicle, a violation of Penal Code section 496d(a), a felony.

19 G. On October 16, 2002, respondent was placed on probation for two
20 years, ordered to serve 181 days in county jail, pay fines of \$200.00 and complete a
21 substance abuse program. On April 5, 2004, the court found that respondent had not
22 complied with the terms of his probation. The court ordered his probation revoked and a
23 bench warrant was issued for his arrest.

24 H. The facts and circumstances surrounding this offense are as follows:

25 On February 1, 2002, a Fresno police officer investigated a report of a stolen vehicle. The
26 victim had left her green 1995 Yukon running with the doors unlocked in the driveway of
27 her residence. When she came out of her house three minutes later, the vehicle was gone.
28 On February 6, 2002, a Fresno police officer who was monitoring traffic at an intersection

1 observed respondent drive a green 1995 Yukon through a red light. The officer followed
2 the vehicle, initiated an enforcement stop and determined the vehicle had been reported
3 stolen. Another officer appeared at the scene and stated that a green Yukon had been
4 identified as causing a hit-and-run traffic collision. Respondent told the officers he had
5 loaned his van to a male friend in exchange for the Yukon which he knew his friend did
6 not own. Respondent was test driving the Yukon to see if he wanted to purchase it, even
7 though he knew his friend had no authority to sell it. Respondent was arrested and
8 charged with buying or receiving stolen property.

9 IV. March 22, 2004 Conviction

10 I. On March 22, 2004, in a criminal proceeding entitled *People v.*
11 *Greg Scott Knepper*, in Superior Court, Santa Barbara County, Case No. 1135333,
12 respondent was convicted by a plea of guilty to the crime of driving under the influence of
13 alcohol, a violation of Vehicle Code section 23152, subdivision (a), a misdemeanor.

14 J. On March 22, 2004, respondent was placed on probation for three
15 years, ordered to serve three days in county jail, pay fines of \$1,600.00, attend a three
16 month first offender's alcohol program, and had his driving privilege restricted for 90
17 days.

18 K. The facts and circumstances surrounding this offense are as follows:
19 On January 30, 2004, the Santa Barbara County Sheriff's Department received a telephone
20 call from a local bartender who stated respondent had left the bar very intoxicated, refused
21 to take a taxi and drove away in his vehicle. A deputy sheriff located respondent and made
22 an enforcement stop. Upon contact with respondent, the deputy smelled a strong odor of
23 alcohol on his breath and noticed that his eyes were bloodshot and watery. Respondent
24 stated he had consumed two glasses of beer. His speech was extremely slurred and his
25 balance was unsteady. Respondent failed the field sobriety tests. The results of his breath
26 tests indicated a blood alcohol content of .19% and .20%. Respondent was arrested and
27 charged with driving under the influence of alcohol

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1 and driving with greater than .08% blood alcohol level, violations of Vehicle Code section
2 23152, subdivisions (a) and (b).

3 PRAYER

4 WHEREFORE, Complainant requests that a hearing be held on the matters herein
5 alleged, and that following the hearing, the Physical Therapy Board of California issue a decision:

6 1. Revoking or suspending Physical Therapist Assistant License Number AT
7 4117 issued to respondent Greg Scott Knepper;

8 2. Ordering respondent to pay the Physical Therapy Board of California the
9 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
10 Professions Code section 2661.5;

11 3. Taking such other and further action as deemed necessary and proper.

12 DATED: May 12, 2005

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15 Original Signed By:
16 STEVEN K. HARTZELL
17 Executive Officer
18 Physical Therapy Board of California
19 State of California

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Complainant